


B) DFW⁹⁵

TRANSMITTAL LETTER (General - Patent Pending)			Docket No. 03280057AA		
In Re Application Of: Kobayashi et al					
Application No. 09/805,216	Filing Date 3-14-01	Patent Examiner Ngyuen, Lam S	Customer No. 30743	Group Art Unit 2853	Confirmation No. 8566
Title: LINE SCANNING TYPE INK JET RECORDING DEVICE CAPABLE OF FINELY AND INDIVIDUALLY CONTROLLING INK EJECTION FROM EACH NOZZLE					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is: 1 Communication responding to darwing inconsistency with specification dated February 7, 2006 + attachments 1 postcard + copy					
in the above identified application.					
<input type="checkbox"/> No additional fee is required.					
<input type="checkbox"/> A check in the amount of _____ is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 50-2041 as described below.					
<input type="checkbox"/> Charge the amount of _____					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional fee required.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 _____ Signature			Dated: 2-17-06		
Olga V. Merkoulouva Reg. No. 48,757 Whitham, Curtis, Christofferson & Cook P.C. 11491 Sunset Hills Road Suite 340 Reston, Va. 20190 703-787-9400 Customer # 30743			<div>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date) _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence</div>		
cc:					



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

Shinya Kobayashi

Confirmation No.: 8566

Serial No. 09/805,216

Group Art Unit: 2853

Filed: March 14, 2001

Examiner: Nguyen, Lam. S.

For: LINE SCANNING INK JET
RECORDING DEVICE CAPABLE
OF FINELY AND INDIVIDUALLY
CONTROLLING INK EJECTION

Mail Stop Issue Fee
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

COMMUNICATION RESPONDING TO NOTICE OF DRAWING
INCONSISTENCY WITH SPECIFICATION FROM THE OFFICE OF PATENT
PUBLICATION

Sir:

In response to the Notice of Drawing Inconsistency with Specification mailed February 7, 2006, Applicant respectfully submits the following.

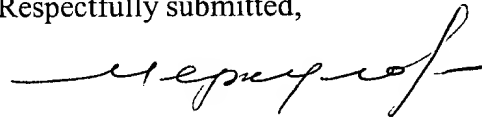
The Notice indicates that according to the drawings filed on September 22, 2003, the Figures listed in the Brief Description of the Drawings as 12A-12B are indicated as Figure 12. However, the Applicant respectfully submits that there was no a formal drawing submission on September 22, 2003, as indicated by the Notice. On September 22, 2003, a verified English language translation of a priority document has been filed for the above-identified application. In the remark section accompanied the translation there is a table which presents a correlation between the figures in the Japanese priority application and the above-identified United States Patent Application, according with which Figure 12 is presented in the U.S. Application with Figures 12A and 12B. It should be

respectfully noted that the illustrations accompanied the translation of a priority document are not the formal drawings. The true formal drawings have been submitted on March 17, 2003, and corrections of them have been submitted on August 13, 2004, and August 23, 2004, and approved by the Examiner. (A copy of all filing receipts is provided for your reference.)

Furthermore, in order to clear up the confusion we include a copy of the formal drawings for the publication use with this paper. The Applicant respectfully submits that a set of formal drawings accompanied this papers is the formal drawings for the above-identified application as approved by the Examiner. The Office of Patent Publication is respectfully requested to use the concurrently submitted drawings for the publication purposes.

A provisional petition is hereby made for any extension of time necessary for the continued pendency during the life of this application. Please charge any fees for such provisional petition and any deficiencies in fees and credit any overpayment of fees to Attorney's Deposit Account No. 50-2041 (Whitham, Curtis, Christofferson & Cook, P.C.).

Respectfully submitted,



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Customer No.: 30 743

Office Action Summary



Application No.

09/805,216

Applicant(s)

KOBAYASHI ET AL.

Examiner

LAM S NGUYEN

Art Unit

2853

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 September 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 2-8 and 10-15 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 2 and 12-15 is/are rejected.
- 7) ☒ Claim(s) 3-8, 10 and 11 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 17 March 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

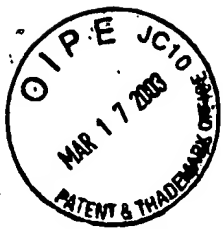
Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|---|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of
Shinya Kovayashi

Docket No. HO4-3303/HO

*12/ Formal
Drawings
P. Della
3-24-03*

Serial No.: 09/805,216

Group Art Unit: No.2853

Filed: March 14, 2001

Examiner: Nguyen, Lam S.

**For: LINE SCANNING TYPE INK JET RECORDING
DEVICE CAPABLE OF FINELY AND INDIVIDUALLY
CONTROLLING INK EJECTION FROM EACH NOZZLE**

Commissioner of Patents and Trademarks
Washington, D.C. 20231

RECEIVED
MAR 20 2003
TECHNOLOGY CENTER 2800

SUBMISSION OF FORMAL DRAWINGS

Sir:

Submitted herewith are eleven (11) sheets of formal drawing comprising Figures 1 to 11 for the above-identified patent application, filed in response to the Office Action dated January 17, 2003. Please note that Figures 1-4, 6-8, 15, 19-20 have been corrected to coordinate the drawings with specification in accordance with the paper submitted on October 21, 2002. Acknowledgment of receipt is respectfully requested.

Respectfully submitted,

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Reg. No. 48,757

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30743
PATENT TRADEMARK OFFICE



Docket No. 03280057AA In re: ☒ patent/ ☐ trademark application of

Applicant(s) Kobayashi et al.

Serial No. 09/805,216 Date Filed 3-14-01

Papers filed herewith on 8.13.04



___ Fees \$ ___ Deposit Account No. (if applicable) ___
(___ filing fee; ___ Assignment charge; ___ Extension of Time;
___ issue fee/advance copies; ___ other ___)

☒ Amendment 1.116 ___ Notice of Appeal ___ Appeal Brief

___ Sheets of ___ Drawings 3 Proposed Drawing Corrections (w/ 3 drawings)

___ Change of Address ___ Request for Extension of Time

___ Assignment ___ Recordation Form Cover Sheet

___ Information Disclosure Statement ___ PTO-1449 and associated art (___ docs.)

___ Priority Document(s) ☒ Other 3 Replacement sheets

OF DRAWINGS

03280057AA

ONM/KLD



Docket No. 03280057AA In re: ☒ patent/ ☐ trademark application of

Applicant(s) Kobayashi, et al.

Serial No. 09/805,216 Date Filed 3-14-01

Papers filed herewith on 8.23.04

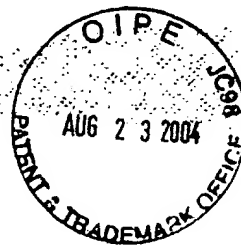
☐ Fees \$ ☐ Deposit Account No. (if applicable) ☐
☐ filing fee; ☐ Assignment charge; ☐ Extension of Time;
☐ issue fee/advance copies; ☐ other ☐

☒ Supp.
☒ Amendment 1.116 ☐ Notice of Appeal ☐ Appeal Brief
☐ Sheets of ☐ Drawings 3 Proposed Drawing Corrections (w/ 3 drawings)
☐ Change of Address ☐ Request for Extension of Time
☐ Assignment ☐ Recordation Form Cover Sheet
☐ Information Disclosure Statement ☐ PTO-1449 and associated art (☐ docs.)
☐ Priority Document(s) ☒ Other 3 replacement sheets

of drawings

03280057AA

CVM/KLD



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